



Pre-Amendment
03-27-02
PATENT

Customer No. 22,858
Attorney Docket No. 7738.147

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Grant E. DUBOIS et al.) Group Art Unit: 1761
)
Serial No.: 09/838,809) Examiner: unassigned
)
Filed: April 20, 2001)
)
For: NON CALORIC FROZEN)
CARBONATED BEVERAGE)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

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SUPPLEMENTAL PRELIMINARY AMENDMENT

Prior to the examination on the merits of the above application, please amend
this application, without prejudice, as follows:

IN THE CLAIMS:

C1
8. The beverage according to claim 3, wherein the high-potency non-caloric
sweetener is selected from at least one of aspartame, saccharin, acesulfame-K,
cyclamate, and sucralose.

C2
16. The beverage according to claim 13, wherein the freezing point depressant
comprises a Sugar MNS selected from at least one of erythritol, isomalt, maltitol, lactitol,
or fructo-oligosaccharide sweetener.

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